ANNO QUADRAGESIMO SECUNDO

GEORGII III. REGIS.

****

C A P. XXIX.

An Act to authorize the *East India* Company to make their Settlement at *Fort Marlborough*, in the *East Indies*, a Factory subordinate to the Presidency of *Fort William* in *Bengal*, and to transfer the Servants who, on the Reduction of that Establishment, shall be Supernumerary, to the Presidency of *Fort Saint George*. [24th *March* 1802.]

WHEREAS the Court of Directors of the United Company of Merchants of *England*, trading to the *East Indies*, have heretofore appointed the Civil Servants at their Settlement of *Fort Marlborough* in the *East Indies* specially for that Settlement, and they have not been considered as belonging to any of the said Company's Presidencies of *Fort William*, *Fort Saint George*, or *Bombay*: And whereas the said Court have determined to make a considerable Reduction in the Establishment of Civil Servants at *Fort Marlborough* aforesaid, and that, in future, that Settlement shall be a Factory only subordinate to the Presidency of *Fort William* aforesaid, and thereby many of the said Civil Servants at *Fort Marlborough* will become Supernumerary; and by reason of the late Increase of Territory subject to the Presidency of *Fort Saint George*, it is expedient that such Supernumerary Servants at *Fort Marl-*

borough ſhould be transferred to *Fort Saint George*, be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That it ſhall and may be lawful to and for the Court of Directors of the ſaid United Company, (ſubject nevertheleſs to the Superintendance, Direction, and Controul of the Commiſſioners for the Affairs of *India*, in like Manner as any Acts or Orders of the ſaid Court of Directors are now by Law ſubject), to order and direct that the ſaid Company's Eſtabliſhment at *Fort Marlborough* ſhall be reduced to be a Factory only, ſubordinate to the Preſidency of *Fort William* at *Bengal*, from ſuch Time as they ſhall ſee fit to order.

The Court of Directors of the *Eaſt India* Company may order that the Eſtabliſhment at *Fort Marlborough* ſhall be reduced to a Factory only, &c;

II. And be it further enacted, That in that caſe the ſaid Settlement of *Fort Marlborough* ſhall be, and be, conſidered as a Factory only, in all Things ſubordinate and ſubject to the Government of the ſaid Preſidency of *Fort William*, in like Manner as any other Factory belonging thereto.

and in that Caſe, it ſhall be ſubordinate to the Preſidency of *Fort William*.

III. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Court of Directors (ſubject to ſuch Superintendance and Controul as herein-before mentioned), to order and direct that all or any of the Civil Servants of the ſaid Company belonging and ſubject to the ſaid Settlement at *Fort Marlborough* at the Time of the ſaid Reduction of that Eſtabliſhment, and who are or ſhall become Supernumerary there, ſhall be transferred to the ſaid Preſidency of *Fort Saint George*, with ſuch Rank and Precedence therein, not above the Rank held by them reſpectively at *Fort Marlborough* at the Time of their being reſpectively transferred from that Settlement: Provided always, That all the Senior Merchants, to be removed from the Settlement of *Bencoolen* by the ſaid Court of Directors to the Preſidency of *Fort Saint George*, ſhall be introduced into that Service as the youngeſt of that Rank, and to continue as fixed Senior Merchants; and that all Servants of the Rank of Junior Merchants, Factors, and Writers, to be removed and come in as the Juniors of their reſpective Ranks, to riſe in the regular Courſe of the Service till they attain the Rank of Senior Merchants, then to remain fixed as in the Caſe of the Senior Merchants to be ſo transferred: Provided always, That all ſuch Servants, if they ſhall decline to accept of ſuch Appointments, ſhall be entitled to retire upon the Salary of their reſpective Ranks, excluſive of the Salary annexed to their Office.

Civil Servants becoming Supernumeraries at *Fort Marlborough*, ſhall be transferred to the Preſidency of *Fort St. George*.

Regulations as to Rank of Merchants, &c. ſo transferred,

IV. And be it further enacted, That from and after ſuch Transfers, the Servants ſo tranſferred ſhall take Rank and Precedence, and ſhall riſe in the Preſidency of *Fort Saint George* according to the true Intent and Meaning of ſuch Orders and Directions as aforeſaid; and they ſhall be capable of being appointed to fill up, ſupply, and hold any Offices, Places, or Employments, under the ſaid Preſidency of *Fort Saint George*, in like Manner as if they had been originally appointed and had belonged to the ſaid Preſidency; any Law or Statute to the contrary thereof in any way notwithſtanding.

who ſhall take Rank and Precedence, as if they had originally belonged to *Fort St. George*:

V. Provided always, and be it further enacted, That ſuch Civil Servants belonging to the ſaid Settlement at *Fort Marlborough*, who ſhall not be tranſferred by ſuch Order and Direction as aforeſaid to the ſaid Preſidency

But ſuch Civil Servants as ſhall not be ſo transferred, ſhall hold their

Preſidency of *Fort Saint George*, ſhall be capable of holding any Office or Employment belonging to or under the ſaid Factory at *Fort Marlborough* in which they may remain, or to which they may reſpectively be appointed by, or by the Order of the ſaid Court of Directors, or by the Governor General in Council of *Fort William* aforeſaid, in like Manner as if the ſaid Eſtabliſhment had not been reduced, or this Act had not been made. Offices in *Fort Marlborough*, in ſame Manner as if it had not been reduced.

VI. And be it further enacted, That this Act ſhall be, and be deemed and taken to be a publick Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whomſoever, without ſpecially pleading the ſame. Publick Act.

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